## DEST AVAILABLE CUTY

MAY. 23. 2006 4:26 PM

312 616 5700

NO. 2426 P. 1

LAW OFFICES

LEYDIG, VOIT & MAYER, LTD. Two Prudential Plaza, Suite 4900 180 NORTH STETSON AVENUE CHICAGO, ILLINOIS 60601-6780

は自己を入口 GENTRAL FAX CENTER

MAY 2 3 2006

TELEPHONE: (312) 616-5600

FACSIMILE: (312) 616-5700 (G3)

(312) 849-0495 (G4)

#### FACSIMILE COVER SHEET

MAY 23, 2006DATE:

NUMBER OF PAGES (INCLUDING THIS TRANSMITTAL COVER SHEET): 38

OUR REFERENCE: 215875 (229-06)

FROM: JOHN L. GASE/MG

REGISTRATION No. 47,590

DIRECT LINE: (312) 616-5644

To:

MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS

P.O. Box 1450

**ALEXANDRIA, VA 22313-1450** 

FACSIMILE NUMBER: 571/273-8300

IN RE APPLN. OF:

SAXINGER

APPLICATION NO.

10/084,813

FILED: FOR:

February 27, 2002 POLYPEPTIDES THAT BIND HIV gp120 AND RELATED

NUCLEIC ACIDS, ANTIBODIES, COMPOSITIONS, AND

METHODS OF USE

1648 GROUP ART UNIT:

EXAMINER:

JEFFREY S. PARKIN

ATTORNEY DOCKET: 215875

## ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:

FORM PTO-1083 IN DUPLICATE (2 PGS.);

REPLY TO OFFICE ACTION W/ CERTIFICATE OF TRANSMISSION (9 PGS.);

DECLARATION UNDER 37 CFR § 1.132 OF CARL SAXINGER, PH.D. (4 PGS.)

REEVES ET AL., J. GENERAL VIROLOGY, 79, 1793-99 (1998) (7 PGS.)

SAXINGER ET AL., BMC IMMUNOLOGY, 6, 1-15 (2005) (15 PGS.) AND

FAX COVER SHEET.

A confirmation copy of the transmitted document will:

Not be sent. This will be the only form of delivery of the transmitted document.

The information contained in this facsimile transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or facsimile. Thank you.

Fax PTO (2/9/2001)

#### **BEST AVAILABLE COPY**

MAY. 23. 2006 4:26PM

312 616 5700

NO. 2426 F. 2

PATENT

FORM PTO-108B

Altorney Docket No. 215875 Client Reference No. E-245-1999/0-US-03

Date: May 23, 2006

In re Application of: Saxinger Application No.

10/084,813

Filed:

For:

POLYPEPTIDES THAT BIND HIV gp120 AND RELATED NUCLEIC ACIDS, ANTIBODIES,

COMPOSITIONS, AND METHODS OF USE

Mail Stop Ameridment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a reply to office action in the subject application.

- ☐ Small entity status is claimed for this application under 37 CFR 1.27.
- 🗵 Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- Other: Declaration Under 37 C.F.R. § 1.132 of Carl Saxinger, Ph.D. (4 pgs), Reeves et al., J. General Virology, 79, 1793-1799 (1998) (7 pgs), and Saxinger et al., BMC Immunology, 6, 1-15 (2005) (15 pgs.).
- ☑ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

Hallellike	<b>, Q</b>	E IS GUINOSCO TIO			ſ	SMALL E	NTITY	OTHER THAN ENTI	A SMALL TY
						\$ 0.00 (\$ 0.00)		\$ 0.00	
TIME EXTEN	SION	PETITION FEE		none					
subtract lime extension fee previously paid				none		(\$ 0.00)			
					1				
CLAIM FEE		CLAIMS REMAINING AFTER		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
		AMENDMENT		<del> </del>	= 0	x 25 =	\$	x 50 =	\$0.00
TOTAL		22	MINUS	47	<del></del>			x 200 =	\$0.00
		1	MINUS	7	= 0	x 100 =	\$		
INDEPEND	ENI	<u> </u>		E CLAIM	+ 180 =	\$	+ 360 =	\$	
☐ FIR	ST PR	ESENTATION OF	MULTIPL	E CLAIM					
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$0.00	

- The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
  - ☑ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
  - Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VQIT & MAYER, LTD.

Leydig, Vdit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 180 North Stetson Avenue Chicago, Ilinois 60501-6780 (312) 616-5600 (telephone) (312) 616-5700 (facsimile)

John L. Gase, Reg. No. 47,590

# BEST AVAILABLE COPY

MAY. 23. 2006 4:26PM 312 616 5700

NO. 2426

PATENT

FORM PTO-108\$

Attorney Docket No. 215875 Client Reference No. E-245-1999/0-US-03

Date: May 23, 2006

in re Application of: Saxinger Application No.

10/084,813

Filed: For:

February 27, 2002

POLYPEPTIDES THAT BIND HIV 9p120 AND RELATED NUCLEIC ACIDS, ANTIBODIES,

COMPOSITIONS, AND METHODS OF USE

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a reply to office action in the subject application.

- Small entity status is claimed for this application under 37 CFR 1.27.
- Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- Other: Declaration Under 37 C.F.R. § 1.132 of Carl Saxinger, Ph.D. (4 pgs), Reeves et al., J. General Virology, 79, 1793-1799 (1998) (7 pgs), and Saxinger et al., BMC Immunology, 6, 1-15 (2005) (15 pgs.).
- ☑ Please charge Deposit Account No. 12-1216 In the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

				[	SMALL E	NTITY	OTHER THAN	
	ON PETITION FEE		none	\$ 0.00		\$ 0.00		
					(\$ 0.00)		(\$ 0.00)	
subtract tim	e extension fee pre-	viously paid	none				† - <del>-</del>	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	22	MINUS	47	= 0	x 25 =	\$	x 50 =	\$0.00
		MINUS	7	= 0	x 100 =	\$	x 200 =	\$0.00
INDEPENDEN	PRESENTATION OF MULTIPLE CLAIM					\$	+ 360 =	\$
	OUNT TO BE CHARGED TO DEPOSIT ACCOUNT					\$	TOTAL	\$0.00

- ☑ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
  - Any illing fees under 37 CFR 1.16 for the presentation of extra claims.
  - ☑ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAYER, LTD.

Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 180 North Stetson Avenue Chicago, Illihois 60601-6780 (312) 616-5600 (telephone) (312) 616-5700 (facsimile)